

West Virginia Department of Environmental Protection
Division of Air Quality



Earl Ray Tomblin
Governor

Randy C. Huffman
Cabinet Secretary

Title V Operating Permit Revision

For Significant Modification Permitting Action Under 45CSR30 and Title V of the Clean Air Act

Permit Action Number: SM01 SIC: 4922
Name of Permittee: Columbia Gas Transmission, LLC
Facility Name/Location: Coco Compressor Station
County: Kanawha
Facility Address: 1700 MacCorkle Avenue, S.E.
Charleston, WV 25314

Description of Permit Revision: This modification incorporates the changes made in R13-2087E to retire the 275-hp (G1) and 306-hp (G2) Ingersoll-Rand PVG-6 emergency generators currently located at the facility and replace them with one 1,175-hp (G3) Waukesha VGF-P48GL emergency generator.

Initial Title V Permit Information:

Permit Number: R30-03900049-2012
Effective Date: November 14, 2012
Expiration Date: October 31, 2017

Directions To Facility: Traveling from the intersection of State Route 114 and secondary route 49, proceed 3.4 miles and bear right on Route 49. Go 3.6 miles from the intersection of Routes 47 and 49 and turn left onto secondary County Route 7/1 (Coco Road). Travel approximately 1.5 miles, the station is located on the right side of the road.

THIS PERMIT REVISION IS ISSUED IN ACCORDANCE WITH THE WEST VIRGINIA AIR POLLUTION CONTROL ACT (W.VA. CODE §§ 22-5-1 ET SEQ.) AND 45CSR30 - "REQUIREMENTS FOR OPERATING PERMITS." THE PERMITTEE IDENTIFIED AT THE FACILITY ABOVE IS AUTHORIZED TO OPERATE THE STATIONARY SOURCES OF AIR POLLUTANTS IDENTIFIED HEREIN IN ACCORDANCE WITH ALL TERMS AND CONDITIONS OF THIS PERMIT.

A blue ink signature of William F. Durham, written in a cursive style.

William F. Durham
Director

8/18/15

Date Issued

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APPENDIX (R13-2087DE)

Emission Unit ID	Emission Point ID	Emission Unit Description (Make, Model, Serial No.)	Year Installed	Design Capacity	Control Device	Applicable Requirements
008G1*	G1	Reciprocating Engine/Generator; Ingersoll-Rand PVG-6; 4-cycle, rich burn; emergency	1951	275 HP	N/A	Section 10 45CSR34 40CFR§63.6602 Table 2c (Item 6 and footnote 1) 40CFR§63.6625(e), (f), (h), (i) 40CFR§63.6605 and 63.6640 Table 6 (Item #9) 40CFR§63.6655 (except (c)) General Provisions (40 CFR Part 63) except per §63.6645(a)(5), the following do not apply: §63.7(b) and (c), 63.8(e), (f)(4) and (f)(6), and 63.9(b)-(e), (g) and (h). Section 21, R13-2087E (Condition 5.1.1)
008G2*	G2	Reciprocating Engine/Generator; Ingersoll-Rand PVG-6; 4-cycle, rich burn; emergency	1951	306 HP	N/A	Section 10 45CSR34 40CFR§63.6602 Table 2c (Item 6 and footnote 1) 40CFR§63.6625(e), (f), (h), (i) 40CFR§63.6605 and 63.6640 Table 6 (Item 9) 40CFR§63.6655 (except (c)) General Provisions (40 CFR Part 63) except per §63.6645(a)(5), the following do not apply: §63.7(b) and (c), 63.8(e), (f)(4) and (f)(6), and 63.9(b)-(e), (g) and (h). Section 21, R13-2087E (Condition 5.1.1)
008G3*	G3	Waukesha VGF-P48GL Emergency Generator #3	2015	1,175HP	None	R13-2087E (Sections 5.0, 6.0, 7.0) Sections 10, 11 and 21 45CSR16 and 45CSR34 40CFR§63.6640(f) and 63.6645(f) 40CFR§60.4233(e) and Table 1, 40CFR§60.4234, 40CFR§60.4236(b), (c), 40CFR§60.4237(a), 40CFR§60.4243(b)(2)(ii), (d), (e), 40CFR§60.4244, 40CFR§60.4245(a), (b), (c), (d), 40CFR§60.4246,
HTR2*	H2	Regeneration Gas Heater Heatec Model # HCL-610-40G	2005	9.38 MMBtu/hr	N/A	Sections 4.0 and 21, R13-2087DE (Conditions 4.1.1, 4.1.2, 4.1.7, 4.2.1, 4.2.2, 4.3.1, and 4.3.2) Section 22
HTR3*	H3	Indirect Gas Heater BS&B	1999	0.09 MMBtu/hr	N/A	Section 4.0

* All combustion equipment is fueled exclusively by pipeline quality natural gas.

** [The compliance date for the RICE requirements is October 19, 2013 for G1 and G2.](#)

15.0 Natural Gas Transmission and Storage Facilities which are major sources of HAPs subject to 40 C.F.R. 63 Subpart HHH

- 15.0.1. The provisions of 40 C.F.R. Part 63 Subpart HHH applicable to the emission unit are specified in the Emission Units Table in Section 1.0.

16.0 Natural Gas Production Facilities subject to 40 C.F.R.63 Subpart HH

- 16.0.1. The provisions of 40 C.F.R. Part 63 Subpart HH applicable to the emission unit are specified in the Emission Units Table in Section 1.0.

17.0 Boilers and Process Heaters subject to 40 C.F.R.63 Subpart DDDDD

- 17.0.1. The boiler or process heater shall comply with all applicable requirements for existing affected sources, pursuant to 40 C.F.R. 63, Subpart DDDDD, "National Emission Standards for Hazardous Air Pollutants for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters" no later than the existing source compliance date of March 21, 2014, or as amended by US EPA.

If required to submit a Notification of Compliance Status (NOCS) pursuant to 40 C.F.R. 63, Subpart DDDDD, the permittee shall also submit a complete application for significant modification to the Title V permit to incorporate the specific requirements of the rule no later than the maximum time allowed for the NOCS submittal in 40 C.F.R. §63.7545(e).

If requested, this Title V permitting deadline may be changed upon written approval by the Director. The permittee shall request the change in writing at least 30 days prior to the application due date.

[40 C.F.R. 63, Subpart DDDDD, 45CSR§30-6.5.b.]

18.0 Small Industrial-Commercial-Institutional Steam Generating Units subject to 40 C.F.R.60 Subpart Dc

- 18.0.1. The provisions of 40 C.F.R. Part 60 Subpart Dc applicable to the emission unit are specified in the Emission Units Table in Section 1.0.

19.0 Boiler subject to 40 C.F.R. 63 Subpart JJJJJ

- 19.0.1. The provisions of 40 C.F.R. Part 63 Subpart JJJJJ applicable to the emission unit are specified in the Emission Units Table in Section 1.0.

20.0 45CSR40 requirements applicable to Stationary Internal Combustion Engines

- 20.0.1. The provisions of 45CSR40 applicable to Stationary Internal Combustion Engines are specified in the Emission Units Table in Section 1.0.

21.0 45CSR13, 45CSR14, and Consent Order Requirements

R13-2087~~DE~~

22.0 Other Specific Requirements

22.1 Limitations and Standards

- 22.1.1. For R13-2087~~DE~~, the tons per year (TPY) limitations of 4.1.1, the yearly gas usage limitations of Conditions 4.1.2 ~~and 4.1.3~~, and the recordkeeping requirements from 4.3.2 shall all be based on a 12-month rolling total.
[45CSR§30-5.1.c]

22.2 Monitoring Requirements None

22.3 Testing Requirements None

22.4 Recordkeeping Requirements None

22.5 Reporting Requirements None

23.0 Permit Shield

- 23.1. The permittee is hereby granted a permit shield in accordance with 45CSR§30-5.6. The permit shield applies provided the permittee operates in accordance with the information contained within this permit.
- 23.2. The following requirements specifically identified are not applicable to the source based on the determinations set forth below. The permit shield shall apply to the following requirements provided the conditions of the determinations are met.
- a. 45CSR4 shall not apply to the following sources of objectionable odor until such time as feasible control methods are developed: Internal combustion engines.
[45CSR§4-7.1 State-Enforceable only.]
 - b. 40 C.F.R. 64 – No emission units have any add-on control; therefore, in accordance with 40 C.F.R. §64.2(a), CAM is not applicable to this facility.
 - c. 40 C.F.R. 60 Subpart IIII *Standards of Performance for Stationary Compression Ignition Internal Combustion Engines* – There are no compression ignition engines at the facility.
 - d. Reserved
~~40 C.F.R. 60 Subpart JJJJ *Standards of Performance for Stationary Spark Ignition Internal Combustion Engines* – Engines at the facility were constructed, reconstructed, or modified prior to June 12, 2006.~~
 - e. 40 CFR 60 Subpart Kb - *Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984*. The 51,500 gallon Pipeline

Appendix

R13-2087[DE](#)

West Virginia Department of Environmental Protection

Joe Manchin, III
Governor

Division of Air Quality

Randy C. Huffman
Cabinet Secretary

Permit to Modify



R13-2087E

This permit is issued in accordance with the West Virginia Air Pollution Control Act (West Virginia Code §§ 22-5-1 et seq.) and 45 C.S.R. 13 -- Permits for Construction, Modification, Relocation and Operation of Stationary Sources of Air Pollutants, Notification Requirements, Temporary Permits, General Permits and Procedures for Evaluation. The permittee identified at the facility listed below is authorized to construct the stationary sources of air pollutants identified herein in accordance with all terms and conditions of this permit.

Issued to:
Columbia Gas Transmission
Coco Compressor
839-00049



William F. Durham
Director

Issued: June 16, 2015

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Columbia Gas Transmission • Coco Compressor

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This permit will supercede and replace Permit R13-2087D approved on June 5, 2008.

Facility Location: Elkview, Kanawha County, West Virginia

Mailing Address: 7 Coco Road, Elkview, WV 25071

Facility Description: Natural gas compressor station.

SIC Code: 4922

NAICS Code: 486210

UTM Coordinates: 463.5 km Easting • 4250.5 km Northing • Zone 17

Lat/Long Coordinates:

Latitude: 38.401773; Longitude: -81.417764

Permit Type: Modification

Description of Change:

Installation of one emergency generator, retiring of two emergency generators.

Any person whose interest may be affected, including, but not necessarily limited to, the applicant and any person who participated in the public comment process, by a permit issued, modified or denied by the Secretary may appeal such action of the Secretary to the Air Quality Board pursuant to article one [§§ 22B-1-1 et seq.], Chapter 22B of the Code of West Virginia. West Virginia Code §22-5-14.

The source is subject to 45CSR30. The permittee has the duty to update the facility's Title V (45CSR30) permit application to reflect the changes permitted herein.

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Columbia Gas Transmission • Coco Compressor

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1.0 Emission Units

Emission Unit ID	Emission Point ID	Emission Unit Description	Year Installed	Design Capacity	Control Device
H1R2	H2	Heatec HCL-6010-40-G Regeneration Gas Heater	2005	9.38 MMBtu/hr	N/A
008G3	G3	Waukesha VGF-P48G1. Emergency Generator #3	2015	1,175 HP	None

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Approved: October 31, 2012 • [Modified: August 18, 2015](#)

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2.0. General Conditions

2.1. Definitions

- 2.1.1. All references to the "West Virginia Air Pollution Control Act" or the "Air Pollution Control Act" mean those provisions contained in W.Va. Code §§ 22-5-1 to 22-5-18.
- 2.1.2. The "Clean Air Act" means those provisions contained in 42 U.S.C. §§ 7401 to 7671q, and regulations promulgated thereunder.
- 2.1.3. "Secretary" means the Secretary of the Department of Environmental Protection or such other person to whom the Secretary has delegated authority or duties pursuant to W.Va. Code §§ 22-1-6 or 22-1-8 (45 CSR § 30-2.12.). The Director of the Division of Air Quality is the Secretary's designated representative for the purposes of this permit.

2.2. Acronyms

CAAA	Clean Air Act Amendments	PM _{2.5}	Particulate Matter less than 2.5µm in diameter
CBI	Confidential Business Information	PM ₁₀	Particulate Matter less than 10µm in diameter
CEM	Continuous Emission Monitor	Ppb	Pounds per Batch
CES	Certified Emission Statement	pph	Pounds per Hour
C.F.R. or CFR	Code of Federal Regulations	ppm	Parts per Million
CO	Carbon Monoxide	Ppmv or ppmv	Parts per million by volume
C.S.R. or CSR	Codes of State Rules	PSD	Prevention of Significant Deterioration
DAQ	Division of Air Quality	psi	Pounds per Square Inch
DEP	Department of Environmental Protection	SIC	Standard Industrial Classification
dscm	Dry Standard Cubic Meter	SIP	State Implementation Plan
FOIA	Freedom of Information Act	SO ₂	Sulfur Dioxide
HAP	Hazardous Air Pollutant	TAP	Toxic Air Pollutant
HON	Hazardous Organic NESHAP	TPY	Tons per Year
HP	Horsepower	TRS	Total Reduced Sulfur
lbs/hr	Pounds per Hour	TSP	Total Suspended Particulate
LDAR	Leak Detection and Repair	USEPA	United States Environmental Protection Agency
M	Thousand	UTM	Universal Transverse Mercator
MACT	Maximum Achievable Control Technology	VEE	Visual Emissions Evaluation
MDHI	Maximum Design Heat Input	VOC	Volatile Organic Compounds
MM	Million	VOL	Volatile Organic Liquids
MMBtu/hr or mmbtu/hr	Million British Thermal Units per Hour		
MMCF/hr or mscf/hr	Million Cubic Feet per Hour		
NA	Not Applicable		
NAAQS	National Ambient Air Quality Standards		
NESHAPS	National Emissions Standards for Hazardous Air Pollutants		
NO _x	Nitrogen Oxides		
NSPS	New Source Performance Standards		
PM	Particulate Matter		

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2.3. Authority

This permit is issued in accordance with West Virginia Air Pollution Control Law W.Va. Code §§22-5-1 et seq. and the following Legislative Rules promulgated thereunder:

- 2.3.1. 45CSR13 – *Permits for Construction, Modification, Relocation and Operation of Stationary Sources of Air Pollutants, Notification Requirements, Temporary Permits, General Permits and Procedures for Evaluation;*

2.4. Term and Renewal

- 2.4.1. This permit supercedes and replaces previously issued Permit R13-2087D. This permit shall remain valid, continuous and in effect unless it is revised, suspended, revoked or otherwise changed under an applicable provision of 45CSR13 or any applicable legislative rule.

2.5. Duty to Comply

- 2.5.1. The permitted facility shall be constructed and operated in accordance with the plans and specifications filed in Permit Application R13-2087, R13-2087A, R13-2087B, R13-2087C, R13-2087D, R13-2087E and any modifications, administrative updates, or amendments thereto. The Secretary may suspend or revoke a permit if the plans and specifications upon which the approval was based are not adhered to;
[45CSR§§13-5.11 and 13-10.3]
- 2.5.2. The permittee must comply with all conditions of this permit. Any permit noncompliance constitutes a violation of the West Virginia Code and the Clean Air Act and is grounds for enforcement action by the Secretary or USEPA;
- 2.5.3. Violations of any of the conditions contained in this permit, or incorporated herein by reference, may subject the permittee to civil and/or criminal penalties for each violation and further action or remedies as provided by West Virginia Code 22-5-6 and 22-5-7;
- 2.5.4. Approval of this permit does not relieve the permittee herein of the responsibility to apply for and obtain all other permits, licenses and/or approvals from other agencies; i.e., local, state and federal, which may have jurisdiction over the construction and/or operation of the source(s) and/or facility herein permitted.

2.6. Duty to Provide Information

The permittee shall furnish to the Secretary within a reasonable time any information the Secretary may request in writing to determine whether cause exists for administratively updating, modifying, revoking or terminating the permit or to determine compliance with the permit. Upon request, the permittee shall also furnish to the Secretary copies of records to be kept by the permittee. For information claimed to be confidential, the permittee shall furnish such records to the Secretary along with a claim of confidentiality in accordance with 45CSR31. If confidential information is to be sent to USEPA, the permittee shall directly provide such information to USEPA along with a claim of confidentiality in accordance with 40 C.F.R. Part 2.

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Columbia Gas Transmission • Coco Compressor

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2.7. Duty to Supplement and Correct Information

Upon becoming aware of a failure to submit any relevant facts or a submittal of incorrect information in any permit application, the permittee shall promptly submit to the Secretary such supplemental facts or corrected information.

2.8. Administrative Update

The permittee may request an administrative update to this permit as defined in and according to the procedures specified in 45CSR13.
[45CSR§13-4]

2.9. Permit Modification

The permittee may request a minor modification to this permit as defined in and according to the procedures specified in 45CSR13.
[45CSR§13-5.4.]

2.10. Major Permit Modification

The permittee may request a major modification to this permit as defined in and according to the procedures specified in 45CSR14 or 45CSR19, as appropriate.
[45CSR§14-7 or 45CSR§19-14]

2.11. Inspection and Entry

The permittee shall allow any authorized representative of the Secretary, upon the presentation of credentials and other documents as may be required by law, to perform the following:

- a. At all reasonable times (including all times in which the facility is in operation) enter upon the permittee's premises where a source is located or emissions related activity is conducted, or where records must be kept under the conditions of this permit;
- b. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;
- c. Inspect at reasonable times (including all times in which the facility is in operation) any facilities, equipment (including monitoring and air pollution control equipment), practices, or operations regulated or required under the permit;
- d. Sample or monitor at reasonable times substances or parameters to determine compliance with the permit or applicable requirements or ascertain the amounts and types of air pollutants discharged.

2.12. Emergency

- 2.12.1. An "emergency" means any situation arising from sudden and reasonable unforeseeable events beyond the control of the source, including acts of God, which situation requires immediate corrective action to restore normal operation, and that causes the source to exceed a technology-

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based emission limitation under the permit, due to unavoidable increases in emissions attributable to the emergency. An emergency shall not include noncompliance to the extent caused by improperly designed equipment, lack of preventative maintenance, careless or improper operation, or operator error.

2.12.2. **Effect of any emergency.** An emergency constitutes an affirmative defense to an action brought for noncompliance with such technology-based emission limitations if the conditions of Section 2.12.3 are not met.

2.12.3. **The affirmative defense of emergency shall be demonstrated through properly signed, contemporaneous operating logs, or other relevant evidence that:**

- a. An emergency occurred and that the permittee can identify the cause(s) of the emergency;
- b. The permitted facility was at the time being properly operated;
- c. During the period of the emergency the permittee took all reasonable steps to minimize levels of emissions that exceeded the emission standards, or other requirements in the permit; and,
- d. The permittee submitted notice of the emergency to the Secretary within one (1) working day of the time when emission limitations were exceeded due to the emergency and made a request for variance, and as applicable rules provide. This notice must contain a detailed description of the emergency, any steps taken to mitigate emission, and corrective actions taken.

2.12.4. **In any enforcement proceeding, the permittee seeking to establish the occurrence of an emergency has the burden of proof.**

2.12.5. **The provisions of this section are in addition to any emergency or upset provision contained in any applicable requirement.**

2.13. Need to Halt or Reduce Activity Not a Defense

It shall not be a defense for a permittee in an enforcement action that it should have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit. However, nothing in this paragraph shall be construed as precluding consideration of a need to halt or reduce activity as a mitigating factor in determining penalties for noncompliance if the health, safety, or environmental impacts of halting or reducing operations would be more serious than the impacts of continued operations.

2.14. Suspension of Activities

In the event the permittee should deem it necessary to suspend, for a period in excess of sixty (60) consecutive calendar days, the operations authorized by this permit, the permittee shall notify the Secretary, in writing, within two (2) calendar weeks of the passing of the sixtieth (60) day of the suspension period.

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2.15. Property Rights

This permit does not convey any property rights of any sort or any exclusive privilege.

2.16. Severability

The provisions of this permit are severable and should any provision(s) be declared by a court of competent jurisdiction to be invalid or unenforceable, all other provisions shall remain in full force and effect.

2.17. Transferability

This permit is transferable in accordance with the requirements outlined in Section 10.1 of 45CSR13. [45CSR§13-10.1]

2.18. Notification Requirements

The permittee shall notify the Secretary, in writing, no later than thirty (30) calendar days after the actual startup of the operations authorized under this permit.

2.19. Credible Evidence

Nothing in this permit shall alter or affect the ability of any person to establish compliance with, or a violation of, any applicable requirement through the use of credible evidence to the extent authorized by law. Nothing in this permit shall be construed to waive any defense otherwise available to the permittee including, but not limited to, any challenge to the credible evidence rule in the context of any future proceeding.

3.0. Facility-Wide Requirements

3.1. Limitations and Standards

- 3.1.1. **Open burning.** The open burning of refuse by any person, firm, corporation, association or public agency is prohibited except as noted in 45CSR§6-3.1.
[45CSR§6-3.1.]
- 3.1.2. **Open burning exemptions.** The exemptions listed in 45CSR§6-3.1 are subject to the following stipulation: Upon notification by the Secretary, no person shall cause, suffer, allow or permit any form of open burning during existing or predicted periods of atmospheric stagnation. Notification shall be made by such means as the Secretary may deem necessary and feasible.
[45CSR§6-3.2.]
- 3.1.3. **Asbestos.** The permittee is responsible for thoroughly inspecting the facility, or part of the facility, prior to commencement of demolition or renovation for the presence of asbestos and complying with 40 C.F.R. § 61.145, 40 C.F.R. § 61.148, and 40 C.F.R. § 61.150. The permittee, owner, or operator must notify the Secretary at least ten (10) working days prior to the commencement of any asbestos removal on the forms prescribed by the Secretary if the permittee is subject to the notification requirements of 40 C.F.R. § 61.145(b)(3)(i). The USEPA, the Division of Waste Management and the Bureau for Public Health - Environmental Health require a copy of this notice to be sent to them.
[40CFR§61.145(b) and 45CSR§15]
- 3.1.4. **Odor.** No person shall cause, suffer, allow or permit the discharge of air pollutants which cause or contribute to an objectionable odor at any location occupied by the public.
[45CSR§4-3.1 State-Enforceable only.]
- 3.1.5. **Permanent shutdown.** A source which has not operated at least 500 hours in one 12-month period within the previous five (5) year time period may be considered permanently shutdown, unless such source can provide to the Secretary, with reasonable specificity, information to the contrary. All permits may be modified or revoked and/or reapplication or application for new permits may be required for any source determined to be permanently shutdown.
[45CSR§13-10.5.]
- 3.1.6. **Standby plan for reducing emissions.** When requested by the Secretary, the permittee shall prepare standby plans for reducing the emissions of air pollutants in accordance with the objectives set forth in Tables I, II, and III of 45 C.S.R. 11.
[45CSR§11-5.2.]

3.2. Monitoring Requirements

[Reserved]

3.3. Testing Requirements

- 3.3.1. **Stack testing.** As per provisions set forth in this permit or as otherwise required by the Secretary, in accordance with the West Virginia Code, underlying regulations, permits and orders, the permittee shall conduct test(s) to determine compliance with the emission limitations set forth in this permit

and/or established or set forth in underlying documents. The Secretary, or his duly authorized representative, may at his option witness or conduct such test(s). Should the Secretary exercise his option to conduct such test(s), the operator shall provide all necessary sampling connections and sampling ports to be located in such manner as the Secretary may require, power for test equipment and the required safety equipment, such as scaffolding, railings and ladders, to comply with generally accepted good safety practices. Such tests shall be conducted in accordance with the methods and procedures set forth in this permit or as otherwise approved or specified by the Secretary in accordance with the following:

- a. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with 40 C.F.R. Parts 60, 61, and 63 in accordance with the Secretary's delegated authority and any established equivalency determination methods which are applicable. If a testing method is specified or approved which effectively replaces a test method specified in the permit, the permit may be revised in accordance with 45CSR§13-4 or 45CSR§13-5.4 as applicable.
- b. The Secretary may on a source-specific basis approve or specify additional testing or alternative testing to the test methods specified in the permit for demonstrating compliance with applicable requirements which do not involve federal delegation. In specifying or approving such alternative testing to the test methods, the Secretary, to the extent possible, shall utilize the same equivalency criteria as would be used in approving such changes under Section 3.3.1.a. of this permit. If a testing method is specified or approved which effectively replaces a test method specified in the permit, the permit may be revised in accordance with 45CSR§13-4 or 45CSR§13-5.4 as applicable.
- c. All periodic tests to determine mass emission limits from or air pollutant concentrations in discharge stacks and such other tests as specified in this permit shall be conducted in accordance with an approved test protocol. Unless previously approved, such protocols shall be submitted to the Secretary in writing at least thirty (30) days prior to any testing and shall contain the information set forth by the Secretary. In addition, the permittee shall notify the Secretary at least fifteen (15) days prior to any testing so the Secretary may have the opportunity to observe such tests. This notification shall include the actual date and time during which the test will be conducted and, if appropriate, verification that the tests will fully conform to a referenced protocol previously approved by the Secretary.

[WV Code § 22-5-4(a)(15)]

3.4. Recordkeeping Requirements

- 3.4.1. **Retention of records.** The permittee shall maintain records of all information (including monitoring data, support information, reports and notifications) required by this permit recorded in a form suitable and readily available for expeditious inspection and review. Support information includes all calibration and maintenance records and all original strip-chart recordings for continuous monitoring instrumentation. The files shall be maintained for at least five (5) years following the date of each occurrence, measurement, maintenance, corrective action, report, or record. At a minimum, the most recent two (2) years of data shall be maintained on site. The remaining three (3) years of data may be maintained off site, but must remain accessible within a reasonable time. Where appropriate, the permittee may maintain records electronically (on a computer, on computer floppy disks, CDs, DVDs, or magnetic tape disks), on microfilm, or on microfiche.

- 3.4.2. **Odors.** For the purposes of 45CSR4, the permittee shall maintain a record of all odor complaints received, any investigation performed in response to such a complaint, and any responsive action(s) taken.
[45CSR§4. State-Enforceable only.]

3.5. Reporting Requirements

- 3.5.1. **Responsible official.** Any application form, report, or compliance certification required by this permit to be submitted to the DAQ and/or USEPA shall contain a certification by the responsible official that states that, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate and complete.
- 3.5.2. **Confidential information.** A permittee may request confidential treatment for the submission of reporting required by this permit pursuant to the limitations and procedures of W.Va. Code § 22-5-10 and 45CSR31.
- 3.5.3. **Correspondence.** All notices, requests, demands, submissions and other communications required or permitted to be made to the Secretary of DEP and/or USEPA shall be made in writing and shall be deemed to have been duly given when delivered by hand, or mailed first class with postage prepaid to the address(es) set forth below or to such other person or address as the Secretary of the Department of Environmental Protection may designate:

If to the DAQ:

Director
WVDEP
Division of Air Quality
601 57th Street, SE
Charleston, WV 25304-2345

If to the USEPA:

Associate Director
Office of Air Enforcement and Compliance Assistance
(3AP20)
U. S. Environmental Protection Agency
Region III
1650 Arch Street
Philadelphia, PA 19103-2029

3.5.4. Operating Fee.

- 3.5.4.1. In accordance with 45CSR30 – Operating Permit Program, the permittee shall submit a Certified Emissions Statement (CES) and pay fees on an annual basis in accordance with the submittal requirements of the Division of Air Quality. A receipt for the appropriate fee shall be maintained on the premises for which the receipt has been issued, and shall be made immediately available for inspection by the Secretary or his/her duly authorized representative.
- 3.5.5. **Emission inventory.** At such time(s) as the Secretary may designate, the permittee herein shall prepare and submit an emission inventory for the previous year, addressing the emissions from the facility and/or process(es) authorized herein, in accordance with the emission inventory submittal requirements of the Division of Air Quality. After the initial submittal, the Secretary may, based upon the type and quantity of the pollutants emitted, establish a frequency other than on an annual basis.

4.0. Source-Specific Requirements (Regeneration Gas & Line Heaters: HTR2 and HTR4)

4.1. Limitations and Standards

- 4.1.1. Maximum air pollutant emission rates from the listed emission point I.D.'s shall not exceed the following limits:

Emission Point ID	Equipment Description	Pollutant	Emission Rates	
			(lb/hr)	(tons/yr) ⁽¹⁾
H2	9.38 MMBtu/hr Regeneration Gas Heater (HTR2)	NO _x	1.13	4.95
		CO	0.35	1.53
		VOC	0.05	0.22
		SO _x	0.53	0.03
		PM ₁₀	0.02	0.09

(1) Based on 8,760 hr/yr of operation.

- 4.1.2. The 9.38 MM Btu/hr regeneration gas heater (HTR2) shall consume no more than 9,196 scf of natural gas per hour or 8.06×10^7 scf of natural gas per year.

4.1.3. [Reserved]

4.1.4. [Reserved]

4.1.5. [Reserved]

4.1.6. [Reserved]

- 4.1.7. The pertinent sections of 45CSR2 applicable to this facility include, but are not limited to, the following:

§45-2-3.1.

No person shall cause, suffer, allow or permit emission of smoke and/or particulate matter into the open air from any fuel burning unit which is greater than (10) percent opacity based on a six minute block average.

§45-2-7.1.

No person shall construct, modify or relocate any fuel burning unit without first obtain a permit in accordance with the provisions of W.Va. Code §22-5-1 et seq., and Series 13, 14, 19 and 30 of Title 45.

- 4.1.8. The pertinent sections of 45CSR13 applicable to this facility include, but are not limited to, the following:

§45-13-6.1

At the time a stationary source is alleged to be in compliance with an applicable emission standard and at reasonable times to be determined by the Secretary thereafter, appropriate tests consisting of visual determinations or conventional in-stack measurements or such other tests the Secretary may specify shall be conducted to determine compliance.

§45-13-10.2

The Secretary may suspend or revoke a permit if, after six (6) months from the date of issuance, the holder of the permit cannot provide the Secretary, at the Secretary's request, with written proof of a good faith effort that construction, modification, or relocation, if applicable, has commenced. Such proof shall be provided not later than thirty (30) days after the Secretary's request. If construction or modification of a stationary source is discontinued for a period of eighteen (18) months or longer, the Secretary may suspend or revoke the permit.

§45-13-10.3

The Secretary may suspend or revoke a permit or general permit registration if the plans and specifications upon which the approval was based or the conditions established in the permit are not adhered to. Upon notice of the Secretary's intent to suspend, modify or revoke a permit, the permit holder may request a conference with the Secretary in accordance with the provisions of W. Va Code § 22-5-5 to show cause why the permit or general permit should not be suspended, modified or revoked.

4.2. Testing Requirements

- 4.2.1. Upon request, tests to determine compliance with the emission limitations set forth in this permit shall be conducted in accordance with the methods as set forth below. The Secretary may require a different test method or approve an alternative method in light of any technology advancements that may occur. Compliance testing shall be conducted at, or near, 100% of the peak load. The permittee may request an alternative test procedure with a written submittal (protocol) to the Secretary.
- Tests to determine compliance with PM emission limits shall be conducted in accordance with Method 5, 5A, 5B, 5C, 5D, 5E, 5F, 5G, or 5H as set forth in 40 CFR 60, Appendix A.
 - Tests to determine compliance with SO₂ emission limits shall be conducted in accordance with Method 6, 6A, 6B, or 6C as set forth in 40 CFR 60, Appendix A.
 - Tests to determine compliance with CO emission limits shall be conducted in accordance with Method 10, 10A, or 10B as set forth in 40 CFR 60, Appendix A.
 - Tests to determine compliance with NO_x emission limits shall be conducted in accordance with Method 7, 7A, 7B, 7C, 7D, or 7E as set forth in 40 CFR 60, Appendix A.
 - Tests to determine compliance with VOC emission limits shall be conducted in accordance with Method 25, or 25A as set forth in 40 CFR 60, Appendix A.

- f. Tests to determine compliance with Opacity of emissions shall be conducted in accordance with Method 9 as set forth in 40 CFR 60, Appendix A.

- 4.2.2. With regard to the emissions testing required by the WV Division of Environmental Protection, Division of Air Quality (DAQ), the permittee shall submit to the Secretary of the DAQ a test protocol detailing the proposed test methods, date, and time testing is to take place, testing locations, and any other relevant information. The test protocol must be received by the Secretary no less than thirty (30) days prior to the date the testing is to take place. The Secretary shall be notified at least fifteen (15) days in advance of the actual dates and times during which the tests will be conducted. The results of emissions testing shall be submitted to the DAQ within thirty (30) days of completion of testing.

4.3. Recordkeeping Requirements

- 4.3.1. **Record of Monitoring.** The permittee shall keep records of monitoring information that include the following:

- a. The date, place as defined in this permit and time of sampling or measurements;
- b. The date(s) analyses were performed;
- c. The company or entity that performed the analyses;
- d. The analytical techniques or methods used;
- e. The results of the analyses; and
- f. The operating conditions existing at the time of sampling or measurement.

- 4.3.2. For the purposes of determining compliance with the maximum fuel usage limit set forth in Source Specific Requirements 4.1.2. and 4.1.3., the permittee shall maintain accurate records of the hours of operation and the amount of natural gas consumed by the 9.38 MM Btu/hr regeneration gas heater (HTR2) and the 38 MMBtu/hr direct-fired line heater (HTR4). Said records shall be maintained on site for a period of five (5) years. Said records shall be made available to the Secretary of the Division of Air Quality or his/her duly authorized representative upon request and shall be certified by a responsible official upon the submittal. At a minimum, the most recent two (2) years of data shall be maintained on site. The remaining three (3) years of data may be maintained off site, but must remain accessible within a reasonable time. When appropriate, the permittee may maintain records electronically (on a computer, on computer floppy disks, CDs, DVDs, or magnetic tape disks), on microfilm, or on microfiche.

5.0. Source-Specific Requirements (Emergency Generator Engine: 008G3)

5.1. Limitations and Standards

- 5.1.1. The two (2) emergency generators/reciprocating engines listed below are to be disconnected and retired from service before the new emergency generator/engine: Waukesha VGF-P48GL (G3) can be put into service.

Emission Unit ID	Emission Point ID	Emission Unit Description	Year Installed	Design Capacity	Control Device
008G1	G1	Reciprocating Engine/Generator; Ingersoll-Rand PVG-6; 4-cycle, rich burn; emergency	1951	275 hp	None
008G2	G2	Reciprocating Engine/Generator; Ingersoll-Rand PVG-6; 4-cycle, rich burn; emergency	1951	306 hp	None

- 5.1.2. The quantity of natural gas that shall be consumed by the new emergency generator/engine: Waukesha VGF-P48GL (G3) shall not exceed 8,908 scf/hr or 4.46×10^6 scf/yr (based on a heat content for natural gas of 1,020 Btu/scf and based on operating the generator/engine a maximum of 500 hr/yr).

- 5.1.3. Maximum emissions from the new emergency generator/engine: Waukesha VGF-P48GL (G3) shall not exceed the following limits:

Table 5.1.3: Emission Limits for Emergency Generator Engine (G3).

Pollutant	Maximum Hourly Emissions (lb/hr)	⁽¹⁾ Maximum Annual Emissions (ton/year)
Nitrogen Oxides (NOx)	5.18	1.30
Carbon Monoxide (CO)	3.37	0.84
Volatile Organic Compounds (VOC)	0.10	0.03
(1) Based on a maximum of 500 hr/yr of operation.		

5.2. Monitoring Requirements

- 5.2.1. The permittee shall monitor the amount of natural gas consumed by the new emergency generator/engine (G3) on a monthly and yearly basis.

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5.3. Testing Requirements

5.3.1. See Facility-Wide Testing Requirements, Section 3.3.

5.4. Recordkeeping Requirements

5.2.1. To demonstrate compliance with Section 5.1, the permittee shall maintain records of the amount of natural gas consumed, the hours of operation, and the maintenance work performed on the new emergency generator/ engine (G3).

5.3. Reporting Requirements

5.3.1. See Facility-Wide Reporting Requirements, Section 3.5.

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6.0. Source-Specific Requirements (40CFR60 Subpart JJJJ, Emergency Generator Engine: 008G3)

6.1. Limitations and Standards

6.1.1. The provisions of this subpart are applicable to manufacturers, owners, and operators of stationary spark ignition (SI) internal combustion engines (ICE) as specified in paragraphs (a)(1) through (6) of this section. For the purposes of this subpart, the date that construction commences is the date the engine is ordered by the owner or operator.

a. Owners and operators of stationary SI ICE that commenced construction after June 12, 2006, where the stationary SI ICE are manufactured:

2. On or after January 1, 2008, for lean burn engines with a maximum engine power greater than or equal to 500 HP and less than 1,350 HP; [40CFR§60.4230(a)(4)(ii)]

6.1.2. Owners and operators of stationary SI ICE with a maximum engine power greater than or equal to 75 KW (100 HP) (except gasoline and rich burn engines that use LPG) must comply with the emission standards in Table 1 to this subpart for their stationary SI ICE.

Table 6.1.2: Emission Standards for Emergency Generator Engine 008G3.

Equipment ID No.	Engine type and fuel	Maximum engine power	Manufacture date	Emission standards ^a					
				g/HP-hr			ppmvd at 15% O ₂		
				NO _x	CO	VOC ^d	NO _x	CO	VOC
008G3	Emergency	HP>130		2.0	4.0	1.0	160	540	86
a. Owners and operators of stationary non-certified SI engines may choose to comply with the emission standards in units of either g/HP-hr or ppmvd at 15 percent O ₂ .									
d. For purposes of this subpart, when calculating emissions of volatile organic compounds, emission of formaldehyde should not be included.									

[40CFR§60.4233(e)]

6.1.3. Owners and operators of stationary SI ICE must operate and maintain stationary SI ICE that achieve the emission standards as required in §60.4233 over the entire life of the engine. [40CFR§60.4234]

6.2. Monitoring Requirements

6.2.1. Starting on July 1, 2010, if the emergency stationary SI internal combustion engine that is greater than or equal to 500 HP that was built on or after July 1, 2010, does not meet the standards applicable to non-emergency engines, the owner or operator must install a non-resettable hour meter. [40CFR§60.4237(a)]

6.3. Other Requirements

6.3.1. After July 1, 2009, owners and operators may not install stationary SI ICE with a maximum engine power of greater than or equal to 500 HP that do not meet the applicable requirements in §60.4233, except that lean burn engines with a maximum engine power greater than or equal to 500 HP and less than 1,350 HP that do not meet the applicable requirements in §60.4233 may not be installed after January 1, 2010. [40CFR§60.4236(b)]

- 6.3.2. For emergency stationary SI ICE with a maximum engine power of greater than 19 KW (25 HP), owners and operators may not install engines that do not meet the applicable requirements in §60.4233 after January 1, 2011. [40CFR§60.4236(c)]

6.4. Compliance Requirements

- 6.4.1. If you are an owner or operator of a stationary SI internal combustion engine and must comply with the emission standards specified in §60.4233(d) or (e), you must demonstrate compliance according to one of the methods specified in paragraphs (b)(1) and (2) of this section.
- (b) Purchasing a non-certified engine and demonstrating compliance with the emission standards specified in §60.4233(d) or (e) and according to the requirements specified in §60.4244, as applicable, and according to paragraphs (b)(2)(i) and (ii) of this section.
2. (ii) If you are an owner or operator of a stationary SI internal combustion engine greater than 500 HP, you must keep a maintenance plan and records of conducted maintenance and must, to the extent practicable, maintain and operate the engine in a manner consistent with good air pollution control practice for minimizing emissions. In addition, you must conduct an initial performance test and conduct subsequent performance testing every 8,760 hours or 3 years, whichever comes first, thereafter to demonstrate compliance.
- [40CFR§60.4243(b)(2)(ii)]
- 6.4.2. Emergency stationary ICE may be operated for the purpose of maintenance checks and readiness testing, provided that the tests are recommended by Federal, State or local government, the manufacturer, the vendor, or the insurance company associated with the engine. Maintenance checks and readiness testing of such units is limited to 100 hours per year. There is no time line on the use of emergency stationary ICE in emergency situations. The owner or operator may petition the Administrator for approval of additional hours to be used for maintenance checks and readiness testing, but a petition is not required if the owner or operator maintains records indicating that Federal, State, or local standards require maintenance and testing of emergency ICE beyond 100 hours per year. Emergency stationary ICE may operate up to 50 hours per year in non-emergency situations, but those 50 hours are counted toward the 100 hours per year provided for maintenance and testing. The 50 hours per year for non-emergency situations cannot be used for peak shaving or to generate income for a facility to supply power to an electric grid or otherwise supply power as part of a financial arrangement with another entity. For owner and operators of emergency engines, any operation other than emergency operation, maintenance and testing, and operation in non-emergency situations for 50 hours per year, as permitted in this section, is prohibited. [40CFR§60.4243(d)]
- 6.4.3. Owners and operators of stationary SI natural gas fired engines may operate their engines using propane for a maximum of 100 hours per year as an alternative fuel solely during emergency operations, but must keep records of such use. If propane is used for more than 100 hours per year in an engine that is not certified to the emission standards when using propane, the owners and operators are required to conduct a performance test to demonstrate compliance with the emission standards of §60.4233. [40CFR§60.4243(e)]

6.5. Testing Requirements

6.5.1. Owners and operators of stationary SI ICE who conduct performance tests must follow the procedures in paragraphs (a) through (f) of this section.

- (a) Each performance test must be conducted within 10 percent of 100 percent peak (or the highest achievable) load and according to the requirements in §60.8 and under the specific conditions that are specified by Table 2 to this subpart.
- (b) You may not conduct performance tests during periods of startup, shutdown, or malfunction, as specified in §60.8(c). If your stationary SI internal combustion engine is non-operational, you do not need to startup the engine solely to conduct a performance test; however, you must conduct the performance test immediately upon startup of the engine.
- (c) You must conduct three separate test runs for each performance test required in this section, as specified in §60.8(f). Each test run must be conducted within 10 percent of 100 percent peak (or the highest achievable) load and last at least 1 hour.
- (d) To determine compliance with the NOX mass per unit output emission limitation, convert the concentration of NOX in the engine exhaust using Equation 1 of this section:

$$ER = \frac{C_d \times 1.912 \times 10^{-3} \times Q \times T}{HP-hr} \quad (Eq. 1)$$

Where:

ER = Emission rate of NOX in g/HP-hr.

Cd = Measured NOX concentration in parts per million by volume (ppmv).

1.912×10^{-3} = Conversion constant for ppm NOX to grams per standard cubic meter at 20 degrees Celsius.

Q = Stack gas volumetric flow rate, in standard cubic meter per hour, dry basis.

T = Time of test run, in hours.

HP-hr = Brake work of the engine, horsepower-hour (HP-hr).

- (e) To determine compliance with the CO mass per unit output emission limitation, convert the concentration of CO in the engine exhaust using Equation 2 of this section:

$$ER = \frac{C_d \times 1.164 \times 10^{-3} \times Q \times T}{HP-hr} \quad (Eq. 2)$$

Where:

ER = Emission rate of CO in g/HP-hr.

Cd = Measured CO concentration in ppmv.

1.164×10^{-3} = Conversion constant for ppm CO to grams per standard cubic meter at 20 degrees Celsius.

Q = Stack gas volumetric flow rate, in standard cubic meters per hour, dry basis.

T = Time of test run, in hours.

HP-hr = Brake work of the engine, in HP-hr.

- (f) For purposes of this subpart, when calculating emissions of VOC, emissions of formaldehyde should not be included. To determine compliance with the VOC mass per unit output emission limitation, convert the concentration of VOC in the engine exhaust using Equation 3 of this section:

$$ER = \frac{C_d \times 1.833 \times 10^{-3} \times Q \times T}{HP - hr} \quad (Eq. 3)$$

Where:

ER = Emission rate of VOC in g/HP-hr.

Cd = VOC concentration measured as propane in ppmv.

1.833×10^{-3} = Conversion constant for ppm VOC measured as propane, to grams per standard cubic meter at 20 degrees Celsius.

Q = Stack gas volumetric flow rate, in standard cubic meters per hour, dry basis.

T = Time of test run, in hours.

HP-hr = Brake work of the engine, in HP-hr.

- (g) If the owner/operator chooses to measure VOC emissions using either Method 18 of 40 CFR part 60, appendix A, or Method 320 of 40 CFR part 63, appendix A, then it has the option of correcting the measured VOC emissions to account for the potential differences in measured values between these methods and Method 25A. The results from Method 18 and Method 320 can be corrected for response factor differences using Equations 4 and 5 of this section. The corrected VOC concentration can then be placed on a propane basis using Equation 6 of this section.

$$RF_i = \frac{C_{mi}}{C_{ai}} \quad (Eq. 4)$$

Where:

RFi = Response factor of compound i when measured with EPA Method 25A.

Cmi = Measured concentration of compound i in ppmv as carbon.

CAi = True concentration of compound i in ppmv as carbon.

$$C_{corr} = RF_i \times C_{meas} \quad (Eq. 5)$$

Where:

Cicorr = Concentration of compound i corrected to the value that would have been measured by EPA Method 25A, ppmv as carbon.

Cimeas = Concentration of compound i measured by EPA Method 320, ppmv as carbon.

$$C_{eq} = 0.6098 \times C_{corr} \quad (Eq. 6)$$

Where:

Cpeq = Concentration of compound i in mg of propane equivalent per DSCM.

[40CFR§60.4244]

6.6. Notification, Reports, and Records

- 6.6.1. Owners and operators of all stationary SI ICE must keep records of the information in paragraphs (a)(1) through (4) of this section.

- (1) All notifications submitted to comply with this subpart and all documentation supporting any notification.
- (2) Maintenance conducted on the engine.
- (3) If the stationary SI internal combustion engine is a certified engine, documentation from the manufacturer that the engine is certified to meet the emission standards and information as required in 40 CFR parts 90, 1048, 1054, and 1060, as applicable.
- (4) If the stationary SI internal combustion engine is not a certified engine or is a certified engine operating in a non-certified manner and subject to §60.4243(a)(2), documentation that the engine meets the emission standards.

[40CFR§60.4245(a)]

- 6.6.2. For all stationary SI emergency ICE greater than or equal to 500 HP manufactured on or after July 1, 2010, that do not meet the standards applicable to non-emergency engines, the owner or operator of must keep records of the hours of operation of the engine that is recorded through the non-resettable hour meter. For all stationary SI emergency ICE greater than or equal to 130 HP and less than 500 HP manufactured on or after July 1, 2011 that do not meet the standards applicable to non-emergency engines, the owner or operator of must keep records of the hours of operation of the engine that is recorded through the non-resettable hour meter. For all stationary SI emergency ICE greater than 25 HP and less than 130 HP manufactured on or after July 1, 2008, that do not meet the standards applicable to non-emergency engines, the owner or operator of must keep records of the hours of operation of the engine that is recorded through the non-resettable hour meter. The owner or operator must document how many hours are spent for emergency operation, including what classified the operation as emergency and how many hours are spent for non-emergency operation. **[40CFR§60.4245(b)]**

- 6.6.2. **Engine Not Certified.** Owners and operators of stationary SI ICE greater than or equal to 500 HP that have not been certified by an engine manufacturer to meet the emission standards in §60.4231 must submit an initial notification as required in §60.7(a)(1). The notification must include the information in paragraphs (c)(1) through (5) of this section.

- (1) Name and address of the owner or operator;
- (2) The address of the affected source;
- (3) Engine information including make, model, engine family, serial number, model year, maximum engine power, and engine displacement;
- (4) Emission control equipment; and
- (5) Fuel used.

[40CFR§60.4245(c)]

- 6.6.3. Owners and operators of stationary SI ICE that are subject to performance testing must submit a copy of each performance test as conducted in §60.4244 within 60 days after the test has been completed. **[40CFR§60.4245(d)]**

6.7. General Provisions (40 CFR part 60)

- 6.7.1. Table 3 of 40CFR60, Subpart JJJJ shows which parts of the General Provisions in §60.1 through §60.19 apply to the permittee. **[40CFR§60.4246]**

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7.0. Source-Specific Requirements (40CFR63, Subpart ZZZZ, Emergency Generator Engine: 008G3)

7.1. Limitations and Standards: No requirements.

7.2. Other Requirements: No requirements.

7.3. Continuous Compliance Requirements

7.3.1. Requirements for emergency stationary RICE.

(1) If you own or operate a new or reconstructed emergency stationary RICE with a site rating of more than 500 brake HP located at a major source of HAP emissions that was installed on or after June 12, 2006, you must operate the emergency stationary RICE according to the requirements in paragraphs (f)(1)(i) through (iii) of this section. Any operation other than emergency operation, maintenance and testing, and operation in non-emergency situations for 50 hours per year, as described in paragraphs (f)(1) through (iii) of this section, is prohibited. If you do not operate the engine according to the requirements in paragraphs (f)(1)(i) through (iii) of this section, the engine will not be considered an emergency engine under this subpart and will need to meet all requirements for non-emergency engines.

(i) There is no time limit on the use of emergency stationary RICE in emergency situations.

(ii) You may operate your emergency stationary RICE for the purpose of maintenance checks and readiness testing, provided that the tests are recommended by Federal, State or local government, the manufacturer, the vendor, or the insurance company associated with the engine. Maintenance checks and readiness testing of such units is limited to 100 hours per year. The owner or operator may petition the Administrator for approval of additional hours to be used for maintenance checks and readiness testing, but a petition is not required if the owner or operator maintains records indicating that Federal, State, or local standards require maintenance and testing of emergency RICE beyond 100 hours per year.

(iii) You may operate your emergency stationary RICE up to 50 hours per year in non-emergency situations, but those 50 hours are counted toward the 100 hours per year provided for maintenance and testing. The 50 hours per year for non-emergency situations cannot be used for peak shaving or to generate income for a facility to supply power to an electric grid or otherwise supply power as part of a financial arrangement with another entity; except that owners and operators may operate the emergency engine for a maximum of 15 hours per year as part of a demand response program if the regional transmission organization or equivalent balancing authority and transmission operator has determined there are emergency conditions that could lead to a potential electrical blackout, such as unusually low frequency, equipment overload, capacity or energy deficiency, or unacceptable voltage level. The engine may not be operated for more than 30 minutes prior to the time when the emergency condition is expected to occur, and the engine operation must be terminated immediately after the facility is notified that the emergency condition is no longer imminent. The 15 hours per year of demand response operation are counted as part of the 50 hours of operation per year provided for non-emergency situations. The supply of emergency power to another entity or entities

pursuant to financial arrangement is not limited by this paragraph (f) (1) (iii), as long as the power provided by the financial arrangement is limited to emergency power.

[40CFR§63.6645(f)]

7.4. Testing Requirements: No requirements.

7.5. Notifications, Reports, and Records

- 7.5.1. If you are required to submit an Initial Notification but are otherwise not affected by the requirements of this subpart, in accordance with §63.6590(b), your notification should include the information in §63.9(b)(2)(i) through (v), and a statement that your stationary RICE has no additional requirements and explain the basis of the exclusion (for example, that it operates exclusively as an emergency stationary RICE if it has a site rating of more than 500 brake HP located at a major source of HAP emissions).

[40CFR§63.6645(f)]

7.6. General Provisions (40 CFR part 63)

- 7.6.1. No general provisions apply, except as specified in 63.6645(f) (see Notification Requirements above).

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CERTIFICATION OF DATA ACCURACY

I, the undersigned, hereby certify that, based on information and belief formed after reasonable inquiry, all information contained in the attached _____, representing the period beginning _____ and ending _____, and any supporting documents appended hereto, is true, accurate, and complete.

Signature¹

(please use blue ink)

Responsible Official or Authorized Representative

Date

Name and Title

(please print or type)

Name

Title

Telephone No. _____

Fax No. _____

This form shall be signed by a "Responsible Official." "Responsible Official" means one of the following:

- a. For a corporation: The president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation, or a duly authorized representative of such person if the representative is responsible for the overall operation of one or more manufacturing, production, or operating facilities applying for or subject to a permit and either:
 - (I) the facilities employ more than 250 persons or have a gross annual sales or expenditures exceeding \$25 million (in second quarter 1980 dollars), or
 - (II) the delegation of authority to such representative is approved in advance by the Secretary;
- b. For a partnership or sole proprietorship: a general partner or the proprietor, respectively;
- c. For a municipality, State, Federal, or other public entity: either a principal executive officer or ranking elected official. For the purposes of this part, a principal executive officer of a Federal agency includes the chief executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., a Regional Administrator of USEPA); or
- d. The designated representative delegated with such authority and approved in advance by the Secretary.